OIPA		
	Express Mail Label No.	Dated:
AUG C 5 200	4 🐱	•

Docket No.: 04110/0201116-US0

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Yoshio Ishii et al.

Application No.: 10/813,558

Filed: March 29, 2004

For: VACUUM CONTROL SYSTEM

Confirmation No.: 4103

Art Unit: N/A

Examiner: Not Yet Assigned

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed June 16, 2004, Applicant respectfully submits a Combined Declaration and Power of Attorney, the Filing Fee for the Application (as shown on accompanying Fee Transmittal), and Part 2 Copy of Notice.

Our check in the amount of \$450.00 covering the fee set forth in 37 CFR 1.16(e) and the filing fee for the subject application is enclosed. The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: August 5, 2004

Respectfully submitted,

FLYNN BARRESSON

Paul Fields

Registration No.: 20,298 DARBY & DARBY P.C.

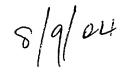
P.O. Box 5257

New York, New York 10150-5257

(212) 527-7700

(212) 753-6237 (Fax)

Attorneys/Agents For Applicant





United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. DOI 1450 Alexandria, Vinginia 22313-1450 www.unjibi.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/813,558

07278

DARBY & DARBY P.C. P. O. BOX 5257 NEW YORK, NY 10150-5257

Yoshio Ishii

04110/0201116-US0

CONFIRMATION NO. 4103

FORMALITIES LETTER

OC000000012959747

Date Mailed: 06/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$450 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

08/10/2004 BSAYASI1 00000028 10813558

P.O. Box 1450

01 FC:2001 02 FC:2051 385.00 OP 65.00 OP

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

Application No. (if known): 10/813,558

Attorney Docket No.: 04110/0201116-US0

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. in an envelope addressed to:

EC9 9 6 1 2 2 2 2 9 W

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

on August 5, 2004

Date

Signature.

Signature.

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Combined Declaration and Power of Attorney (4pp);

Part 2 Copy of Notice; Response to Notice to File Missing Parts of Application (2pp);

Fee Transmittal (1pp);

Check in the amount of \$450.00; and

Return receipt postcard

PTO/SB/17 (10-03)
Approved for use through 7/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.											
					Complete if Known						
FEE TRANSMITTAL					Application Number			er	10/813,558		
	for FY 2004					Filing Date				March 29, 2004	
F#o				ject to annual revision.	L	First Named Inventor			tor	Yoshio Ishii	
	uve iuvi	72003.	raterit 1663 are 500	jed to amida revision.	Examiner Name			ame		Not Yet Assigned	
X A	oplicant c	laims :	small entity statu:	s. See 37 CFR 1.27		Art Unit N/A			N/A		
TOTAL A	MOUNT	OF	PAYMENT	(\$) 450.00		Attom	ey Doo	ket No).	04110/0201116-US0	
ME	THOD C	F PA	YMENT (check	all that apply)		FEE CALCULATION (continued)					
X Chec		Credit Card	Money Order	Other None	3. A	3. ADDITIONAL FEES					
Depo	sit Accou	nt:									
Deposit Account			04-0100		Fee	arge Entity Small Entity Fee Fee Fee Fee					
Number			04-0100		Code	(\$)	Code	(\$)		Fee Description	Fee Paid
Deposit Account		Darb	y & Darby P.	c.	1051	130	2051	65	_	e – late filing fee or oath	65.00
Name	r is autho	orized	to: (check all that a	pply)	1052	50	2052	25	Surcharge sheet.	e - late provisional filing fee or cover	
Chargo	e fee(s) inc	licated	below X C	redit any overpayments	1053	130	1053	130	Non-Engli	sh specification	
Charge	e any addit	tional fe	e(s) or any underpa	lyment of fee(s)	1812	2,520	1812	2,520	For filing a	request for ex parte reexamination	
Charge	Charge fee(s) indicated below, except for the filling fee			1804	920*	1804	920*	Requestin Examiner	g publication of SIR prior to action		
	to the above-identified deposit account.			1805	1,840*	1805	1,840*		g publication of SIR after		
FEE CALCULATION			1251	110	2251	55		for reply within first month			
1. BASIC	FILING	FEE			1252	420	2252	210	Extension	for reply within second month	
Large Entity		Entity			1253	950	2253	475	Extension	for reply within third month	
Fee Fee Code (\$)	Fee	Fee (\$)	Fee Descrip	<u>itlon</u> Fee Paid	1254	1,480	2254	740	Extension	for reply within fourth month	
1001 770		385	Utility filing fe	e 385.00	1255	2,010	2255	1,005	Extension	for reply within fifth month	
1002 340	2002	170	Design filing	fee	1401	330	2401	165	Notice of	Appeal	
1003 530	2003	265	Plant filing fe	е	1402	330	2402	165	Filing a br	ief in support of an appeal	
1004 770	2004	385	Reissue filing	fee	1403	290	2403	145	Request f	or oral hearing	
1005 160	2005	80	Provisional fi	ling fee	1451	1,510	1451			institute a public use proceeding	
SUBTOTAL (1) (\$) 385.00			1452	110	2452	55		revive – unavoidable	igsquare		
, , , , , , , , , , , , , , , , , , , ,			1453	1,330	2453	665		revive - unintentional			
2. EXTRA	CLAIN	I FEE		Y AND REISSUE	1501	1,330	2501		-	e fee (or reissue)	
Claims below Fee Paid			1502	480	2502		Design iss				
Total Claims Independent	=	-20**	 	= 0.00	1503	640	2503		Plant issu		
Claims	2	-3**	=	= 0.00	1460	130	1460	130		to the Commissioner	
Multiple Dep	endent			=	1807	50	1807	50	Processin	ig fee under 37 CFR 1.17(q)	
Large Entity		Entity	•		1806	180	1806	180		on of Information Disclosure Stmt	$oxed{oxed}$
Fee Fee Code (\$)	Fee	Fee (\$)	Fee D	escription	8021	40	8021	40		geach patent assignment per times number of properties)	<u> </u>
1202 18	2202	9	Claims in excess		1809	770	2809	385		ibmission after final rejection	
1201 86 1203 290	2201	43	Independent clain		1810	770	2810	385	For each	additional invention to be	\vdash
1203 290	2203		** Reissue indepe	nt claim, if not paid Indent claims	1801	770	2801	385		(37CFR 1.129(b)) or Continued Examination (RCE)	\vdash
		_	over original pa		1802	900	1802	900	Request f	or expedited examination	
1205 18	2205	9	** Reissue claims and over origin.		l	Other fee (specify)				\vdash	
				*Redu						65.00	
**or number previously paid, if greater, For Reissues, see above											
SUBMITTED BY									(Complete (if applicable))		
				Registi	ration No	. 20	208		Telephone (212) 527-7740		

Name (Print/Type)	Paul Fields		Registration No. (Attorney/Agent)	20,298	Telephone	(212) 527-7740
Signature	HA-	FLYNN BARREDON	(53,970)	.=_ "	Date	August 5, 2004
	U	<u> </u>				

			,
Express Mail Label No.	Dated:		